

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE APPLICATION)	CASE NO. EXC-T-02-1
OF EXCEL TELECOMMUNICATIONS, INC.)	
FOR A CERTIFICATE OF PUBLIC)	NOTICE OF APPLICATION
CONVENIENCE AND NECESSITY TO)	
PROVIDE LOCAL EXCHANGE)	NOTICE OF MODIFIED
TELECOMMUNICATIONS SERVICES.)	PROCEDURE
)	
)	ORDER NO. 29190

NOTICE OF APPLICATION

YOU ARE HEREBY NOTIFIED that on January 28, 2002, Excel Telecommunications, Inc. (Excel, Company) filed an Application for a Certificate of Public Convenience and Necessity to provide competitive local exchange service within the State of Idaho. Excel's Application states that the Company is not requesting authority to provide service in areas that fall within the scope of rural exemptions. The Application also requests that the Commission approve the Company's proposed local exchange services tariff.

YOU ARE FURTHER NOTIFIED that Excel initially plans to provide local services primarily to residential customers. If economic conditions permit, Excel may begin to offer services to business customers as well. Using a combination of unbundled network elements (UNEs) and resold services, Excel proposes to provide customers with a full range of telecommunications and data services including local service, private line, data transmission service and Internet services. Excel may eventually collocate its own equipment in central offices and/or carrier hotels. The Application states that Excel has no plans to construct outside plant or loop distribution equipment at the current time, but may undertake such actions in the future if market conditions and the Company's business plan so dictate.

YOU ARE FURTHER NOTIFIED that Excel is a privately-held corporation that was formed on December 6, 1998 under the laws of Texas. Excel sold more than \$750 million of communication services in 2002. In April 2002, Excel was purchased by VarTec Telecom, Inc.

NOTICE OF APPLICATION
 NOTICE OF MODIFIED PROCEDURE
 ORDER NO. 29190

NOTICE OF MODIFIED PROCEDURE

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rules 201 through 204 of the Idaho Public Utilities Commission's Rules of Procedure, IDAPA 31.01.01.201 through -.204.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on this Application may file a written comment in support or opposition with the Commission within twenty-one (21) days from the date of this Notice. The comment must contain a statement of reasons supporting the comment. Persons desiring a hearing must specifically request a hearing in their written comments. Written comments concerning this application shall be mailed to the Commission and the Applicant at the addresses reflected below:

COMMISSION SECRETARY
IDAHO PUBLIC UTILITIES COMMISSION
PO BOX 83720
BOISE, IDAHO 83720-0074

Street Address for Express Mail:

472 W WASHINGTON ST
BOISE, IDAHO 83720-5983

WINAFRED R. BRANTL
KELLEY DRYE & WARREN, LLP
800 TOWERS CRESENT DRIVE, SUITE 1200
VIENNA, VA 22182
Email: wbrantl@kelleydrye.com

JERRY G. KIRBY
TARIFF MANAGER, REGULATORY AFFAIRS
EXCEL TELECOMMUNICATIONS, INC.
8750 N. CENTRAL EXPRESSWAY, SUITE 2000
DALLAS, TX 75231
Email: RegulatoryAffairs@excel.com

These comments should contain the case caption and case number shown on the first page of this document. Persons desiring to submit comments via e-mail may do so by accessing the Commission's home page located at www.puc.state.id.us. Click the "Comments and Questions" icon and complete the comment form using the case number as it appears on the front of this document. These comments must also be sent to the Applicant at the e-mail addresses listed above.

YOU ARE FURTHER NOTIFIED that if no written comments are received within the time limit set, the Commission will consider this matter on its merits and enter its Order without a formal hearing. If written comments are received within the time limit set, the Commission will consider them and, in its discretion, may set the same for formal hearing.

NOTICE OF APPLICATION
NOTICE OF MODIFIED PROCEDURE
ORDER NO. 29190

YOU ARE FURTHER NOTIFIED that the Application together with supporting workpapers, testimonies and exhibits, have been filed with the Commission and are available for public inspection during regular business hours at the Commission offices.

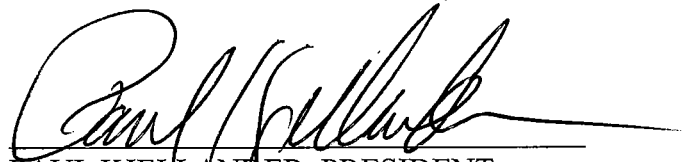
YOU ARE FURTHER NOTIFIED that all proceedings in this case will be held pursuant to the Commission's jurisdiction under Titles 61 of the Idaho Code and that the Commission may enter any final Order consistent with its authority under Title 61.

YOU ARE FURTHER NOTIFIED that all proceedings in this matter will be conducted pursuant to the Commission's Rules of Procedure, IDAPA 31.01.01.000 *et seq.*

ORDER

IT IS HEREBY ORDERED that the Application of Excel Telecommunications, Inc. for a Certificate of Public Convenience and Necessity be processed by Modified Procedure, IDAPA 31.01.01.201-.204. Persons interested in submitting written comments in this matter should do so no later than 21 days from the service date of this Order.

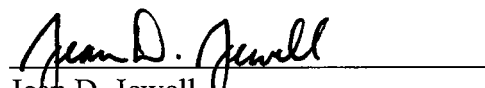
DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho this 31st day of January 2003.


PAUL KJELLANDER, PRESIDENT


MARSHA H. SMITH, COMMISSIONER


DENNIS S. HANSEN, COMMISSIONER

ATTEST:


Jean D. Jewell
Commission Secretary

O:EXCT0201_in

NOTICE OF APPLICATION
NOTICE OF MODIFIED PROCEDURE
ORDER NO. 29190